

**ORDINANCE D-2421-18**

**AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF CARMEL, INDIANA,  
AMENDING CHAPTER 8, ARTICLE 4, SECTION 8-43  
OF THE CARMEL CITY CODE**

**Synopsis: This ordinance grants Approved Neighborhood status to the Village of West Clay, thereby allowing the use of golf carts on Local Streets within the neighborhood.**

**WHEREAS**, the Common Council has established regulations for the use of golf carts on Local Streets within Approved Neighborhoods that are located within the City of Carmel, which regulations have been codified in Carmel City Code § 8-43; and

**WHEREAS**, pursuant to the requirements set forth in Carmel City Code § 8-43, the Carmel Engineering Department has reviewed the application of the Village of West Clay to become an Approved Neighborhood, as that term is defined by Carmel City Code § 8-43(a)(5); and

**WHEREAS**, the Engineering Department has determined that the Village of West Clay has met the requirements necessary to become an Approved Neighborhood. The Engineering Department issued a memorandum detailing its findings regarding the Village of West Clay's application to become an Approved Neighborhood for the use of golf carts, which is attached hereto and incorporated herein by this reference as Exhibit A; and

**WHEREAS**, the Common Council finds that it is in the public interest to grant Approved Neighborhood status to the Village of West Clay, and allow the use of golf carts on those Local Streets that have been approved by the Engineering Department in conformance with the provisions of Carmel City Code § 8-43.

**NOW, THEREFORE, BE IT ORDAINED**, by the Common Council of the City of Carmel, Indiana, as follows:

Section 1. The foregoing Recitals are incorporated herein by this reference.

Section 2. Chapter 8, Article 4, Section 8-43(e)(1)(c) of the Carmel City Code is hereby amended and shall read as follows:

**"Sec. 8-43(e)(1)(c) Approved Neighborhoods and Streets:** A Golf Cart bearing a properly issued and displayed permit, as required under subsection (f) of the ordinance, may be operated on the Approved Streets in the Approved Neighborhood(s) stated below, subject to all other provisions and restrictions set forth herein:

- i. ~~Reserved~~ **The Village of West Clay:**
  - a. **Abercorn Street**
  - b. **Academy Lane Drive**

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This Ordinance was prepared by Jon Oberlander, Carmel Senior Assistant City Attorney, on 4/13/18 at 2:31 PM. It may have been subsequently revised. However, no subsequent revision to this Ordinance has been reviewed by Mr. Oberlander for legal sufficiency or otherwise.

c.	Academy Lane West Drive
d.	Academy Lane East Drive
e.	Aiken Place
f.	Alcott Street
g.	Apsley Lane
h.	Archdale Street
i.	Ashworth Street
j.	Beaufain street
k.	Bellingrath Street
l.	Berwick Lane
m.	Bird Cage Walk
n.	Birkenhead Street
o.	Blisland Street
p.	Blore Heath
q.	Blythe Street
r.	Bonaventure Avenue
s.	Brandenburg Drive
t.	Brandord Street
u.	Broughton Street
v.	Buckland Street
w.	Bull Court
x.	Burke Drive
y.	Cecil street
z.	Chapel Square Drive
aa.	Chartwell Street
bb.	Chelmsford Street
cc.	Chew Street
dd.	Clay Circle
ee.	Congress Street
ff.	Currier Street
gg.	Deerstyne Street
hh.	Derry Lane
ii.	Dewhurst Circle
jj.	Duke of York Street
kk.	Dumbarton Street
ll.	Edgemont Way
mm.	Fairmont Street
nn.	Featherbell Street
oo.	Filson Street
pp.	Finchley Road, east of Montcalm Street
qq.	Forsyth Street
rr.	Friar's Lane
ss.	Frogmore Street

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tt.	Gadsen Circle North
uu.	Gadsen Circle South
vv.	Grafton Street
ww.	Green Croft Street
xx.	Grenville Street
yy.	Gwinnet Street
zz.	Halifax Street
aaa.	Harleston Street
bbb.	Haverford Road
ccc.	Hayne Street
ddd.	Hermitage Lane
eee.	Horbeck Street
fff.	Horesham Street
ggg.	HorseFerry Road
hhh.	Horseguard Close
iii.	Hourglass Drive
jjj.	Humbolt Lane
kkk.	Ives Way
lll.	Kossuth Street
mmm.	Leighton Court
nnn.	Limehouse Street
ooo.	Malcombe Street
ppp.	Manigault Street
qqq.	Moonseed Drive
rrr.	Moultrie Street
sss.	Mowbray Street
ttt.	Parson's Gate
uuu.	Pettigru Drive
vvv.	President Street
www.	Queen's Troop Close
xxx.	Rhett Street
yyy.	Rhettsbury Street
zzz.	Rosebery Street
aaaa.	Sainsbury Street
bbbb.	Shaftsbury Road
cccc.	Spotswood Street
dddd.	St. Julian Street
eeee.	Stanhope Street
fff.	Teaberry Lane
gggg.	Telfair Street
hhhh.	Tradd Street
iiii.	Treaty Line Street
jjjj.	Troupe Street

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- kkkk. Trowbridge High Street
- llll. Trowbridge Pass
- mmmm. University Crescent
- nnnn. Vanderhorst Street
- oooo. Woodley Street
- ii. Reserved;
- iii. Reserved.

Section 3. The remaining provisions of Carmel City Code Chapter 8, Article 4, Section 8-43 are not affected by this Ordinance and shall remain in full force and effect.

Section 4. If any portion of this Ordinance is for any reason declared to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance so long as enforcement of same can be given the same effect.

Section 5. This Ordinance shall be in full force and effect from and after its passage and signing by the Mayor.

*[Remainder of page intentionally left blank]*

**PASSED** by the Common Council of the City of Carmel, Indiana, this \_\_\_\_ day of \_\_\_\_\_, 2018, by a vote of \_\_\_\_ ayes and \_\_\_\_ nays.

**COMMON COUNCIL FOR THE CITY OF CARMEL**

\_\_\_\_\_  
Kevin D. Rider, President

\_\_\_\_\_  
Sue Finkam

\_\_\_\_\_  
Jeff Worrell, Vice-President

\_\_\_\_\_  
Anthony Green

\_\_\_\_\_  
Laura D. Campbell

\_\_\_\_\_  
H. Bruce Kimball

\_\_\_\_\_  
Ronald E. Carter

ATTEST:

\_\_\_\_\_  
Christine S. Pauley, Clerk-Treasurer

Presented by me to the Mayor of the City of Carmel, Indiana this \_\_\_\_ day of \_\_\_\_\_ 2018, at \_\_\_\_\_.M.

\_\_\_\_\_  
Christine S. Pauley, Clerk-Treasurer

Approved by me, Mayor of the City of Carmel, Indiana, this \_\_\_\_ day of \_\_\_\_\_ 2018, at \_\_\_\_\_.M.

\_\_\_\_\_  
James Brainard, Mayor

ATTEST:

\_\_\_\_\_  
Christine S. Pauley, Clerk-Treasurer

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# Memorandum

**To:** Jeff Terp

**CC:** Jeremy Kashman, PE

**From:** Bradley Pease, PE

**Date:** 4/3/2018

**Re:** Ordinance D-2304-16, Version E (Golf Carts on Carmel Streets)

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Please find below a summary of the analysis by the Engineering Department of items in Section 8-43 (5) of Ordinance D-2304-16, Version E. The ordinance establishes items that must be submitted to the City of Carmel Engineering Department by the HOA for the use of golf carts on Carmel streets.

- a. The HOA has submitted the following information to the City of Carmel Engineering Department:
- i) Written verification that all members of the HOA were given written notice of the golf cart use vote at least 10 days prior to the vote, that seventy-five percent ( 75%) of the HOA members who chose to vote indicated by written ballot or proxy that they approved of allowing a Golf Cart to operate upon a Highway designated as a Local Street within the neighborhood controlled by the HOA, and that the voting procedure otherwise complied with all relevant HOA requirements;

**The conditions of this item have been met.**

- ii) The name(s) of each street located within the jurisdiction of the HOA;

**An incomplete list of streets within the jurisdiction of the HOA were submitted. See the attached for an amended list.**

- iii) Proof of payment to the Carmel Street Department for street signs and/ or embedded pavement markers installed or caused to be installed pursuant to this Ordinance; and

**There are no sign requirements pursuant to this Ordinance.**

Exhibit A  
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April 3, 2018

- b. Engineering has reviewed each street within the neighborhood to determine whether each street meets the criteria of a Local Street as defined herein;

**The following streets within the Village of WestClay are not categorized as a "Local Street" according to the most recent update to the Carmel Clay Comprehensive Plan:**

Broad Street; East New Market Street; Finchley Road, west of Montcalm Street;  
Glebe St; Meeting House Road; Montcalm Street; North New Market Street;  
South New Market Street; West New Market Street\*\*

**Per the ordinance, golf carts may not cross these roads. The attached map shows the zones of travel that may be allowed in accordance with the ordinance; golf carts would not be allowed to travel from zone to zone.**

**\*\*Portions of Featherbell Blvd and Moonseed Dr are shown as non-local roads in the Carmel Clay Comprehensive Plan; however, due to design changes, in my opinion, these roads now function as local roads.**

This completes the engineering review of Ordinance D-2304-16, Version E.

Exhibit

A

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April 3, 2018

Amended List of Streets within the Jurisdiction of the Village of WestClay HOA

~~Stricken~~

Added

Abercorn Street	<u>Currier Street</u>	Limehouse Street
Academy Lane Drive	Deerstyne Street	Malcombe Street
<u>Academy Lane West Drive</u>	Derry Lane	Manigault Street
<u>Academy Lane East Drive</u>	Dewhurst Circle	Meeting House Road
<del>Aiken Drive</del>	Duke of York Street	Mercer Street
Aiken Place	Dumbarton Street	Milford Street
<del>Alcott Street</del>	East New Market Street	Montcalm Street
<u>Alcott Street</u>	Edgemont Way	Moonseed Drive
Apsley Lane	Fairmont Street	<u>Moultrie Street</u>
<u>Archdale St</u>	Featherbell Blvd	Mowbray Street
Ashworth Street	<u>Filson Street</u>	North New Market Street
Beaufain Street	Finchley Road	Parson's Gate
Bellingrath Street	Forsyth Street	Pettigru Drive
Berwick Lane	Friar's Lane	President Street
Bird Cage Walk	Frogmore Street	Queen's Troop Close
Birkenhead Street	<u>Gadsen Circle North</u>	Rhett Street
Blisland Street	<u>Gadsen Circle South</u>	Rhettsbury Street
Blore Heath	Glebe Street	Rosebery Street
Blythe Street	<u>Grafton Street</u>	South New Market Street
Bonaventure Avenue	Green Croft Street	Sainsbury Street
Brandenburg Drive	Grenville Street	Shaftsbury Road
Brandord Street	Gwinnett Street	Spotswood Street
Broad Street	Halifax Street	St. Julian Street
Broughton Street	Harleston Street	Stanhope Street
<u>Buckland Street</u>	<u>Haverford Road</u>	Teaberry Lane
Bull Court	Hayne Street	Telfair Street
Burke Drive	<u>Hermitage Lane</u>	Tradd Street
Cecil Street	Horbeck Street	Treaty Line Street
Chapel Square Street	Horesham Street	Troupe Street
Chartwell Street	HorseFerry Road	Trowbridge High Street
Chelmsford Street	Horseguard Close	<u>Trowbridge Pass</u>
Chew Street	Hourglass Drive	University Crescent
<del>Colfax Circle</del>	Humbolt Lane	Vanderhorst Street
<u>Clay Circle</u>	Ives Way	West New Market Street
Congress Street	Kossuth Street	Woodley Street
<del>Curriet Way</del>	Leighton Court	

Exhibit

A

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# Travel Zones Bounded by Non-Local Roads

